

**SUPREME COURT MINUTES
TUESDAY, DECEMBER 11, 2001
SAN FRANCISCO, CALIFORNIA**

- 2nd Dist. In re Eli Arana
B151691 on
Div. 4 Habeas Corpus
S101758 The time for granting or denying review in the above-entitled matter is hereby extended to and including January 29, 2002, or the date upon which review is either granted or denied.
- S012279 People, Respondent
 v.
 David Allan Lucas, Appellant
 Good cause appearing, and based upon counsel Thomas Lundy's representation that he anticipates filing the appellant's opening brief by October 31, 2002, counsel's request for an extension of time in which to file that brief is granted to February 1, 2002. After that date, only five further extensions totaling 272 additional days are contemplated.
- S045423 People, Respondent
 v.
 Edgardo Sanchez Fuentes, Appellant
 Good cause appearing, counsel's request for an extension of time in which to request correction of the record in the superior court is granted to February 8, 2002. The court anticipates that after that date, only three further extensions totaling 150 additional days will be granted. Counsel is ordered to inform the Los Angeles County Superior Court and any assisting attorney or entity of any separate counsel of record of this schedule, and take all steps necessary to meet this schedule.
 Counsel for appellant is ordered to serve a copy of the record correction motion on this court upon its filing in the superior court.
- S048440 People, Respondent
 v.
 Christopher Charles Lightsey, Appellant
 Good cause appearing, and based upon Deputy State Public Defender Erik N. Larson's representation that he anticipates filing the request for correction of the record by March 10, 2002, counsel's request for an extension of time in which to request

correction of the record in the superior court is granted to February 8, 2002. After that date, only one further extension totaling approximately 30 additional days is contemplated.

Counsel for appellant is ordered to serve a copy of the record correction motion on this court upon its filing in the superior court.

S090162 In re Armenia Levi Cudjo, Jr.
 on
 Habeas Corpus

Good cause appearing, and based upon Deputy Federal Public Defender Linda Griffis' representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by November 2, 2002, counsel's request for an extension of time in which to file that brief is granted to January 4, 2002. After that date, only ten further extensions totaling 300 additional days are contemplated.

S090230 In re Dean Phillip Carter
 on
 Habeas Corpus

Good cause appearing, and based upon Deputy Senior Assistant Attorney General Jeffrey J. Koch's representation that he anticipates filing the informal response to the petition for writ of habeas corpus by January 9, 2002, counsel's request for an extension of time in which to file that brief is granted to January 9, 2002. After that date, no further extension will be granted.

S092757 In re Willie Branner aka James Willis Johnson
 on
 Habeas Corpus

Good cause appearing, and based upon counsel David Eiseman's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus no earlier than March 29, 2002, counsel's request for an extension of time in which to file that brief is granted to December 31, 2002. After that date, only three further extensions totaling 90 additional days are contemplated.

S093551 In re Michael Ray Burgener
 on
 Habeas Corpus

Good cause appearing, and based upon counsel Deputy Attorney General Lilia E. Garcia's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by March 8, 2002, counsel's request for an extension of time in which to file that brief is granted to January 7, 2002. After that date, only two further extensions totaling 60 additional days are contemplated.

S096874 In re Dean Phillip Carter
 on
 Habeas Corpus

Good cause appearing, and based upon Deputy Senior Assistant Attorney General Jeffrey J. Koch's representation that he anticipates filing the informal response to the petition for writ of habeas corpus by the "end of January or early February 2002", counsel's request for an extension of time in which to file brief that is granted to January 9, 2002. After that date, no further extension is contemplated.

2nd Dist. Transfer Orders
Div. 7

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, are transferred from Division Seven to Division Eight:

B146558 The People v. Nick Roland Krueger
B149878 The People v. Richard Pinson
B147479 Cheryl L. Parker-Kane v. Mark Brandler
B150792 Stephen E. O'Brien v. Cal Ply Foundation, Inc. et al.

S085110 In re **David Lansing Chapman** on Discipline

Good cause having been shown, it is hereby ordered that probation is revoked, the previously ordered stay of execution of suspension in the above entitled matter is lifted, and **David Lansing Chapman, State Bar No. 60783**, shall be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he

be actually suspended for six months. Respondent is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its decision filed August 6, 2001. Credit toward the period of actual suspension shall be given for the period of involuntary inactive enrollment which commenced on August 9, 2001 (Business and Professions Code section 6007(d)(3).) Respondent is further ordered to comply with rule 955, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and payable in accordance with Business and Professions Code section 6140.7.

*See Business & Professions Code, § 6126, subdivision (c).

S100595 In re **Kurt A. Kissinger** on Discipline

It is ordered that **Kurt A. Kissinger, State Bar No. 144984**, be suspended from the practice of law for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of suspension be stayed, and that he be placed on probation for three years on condition that he be actually suspended for 75 days. Respondent is also ordered to comply with the other conditions of probation, including restitution, recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed July 31, 2001. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and one-half of said costs shall be added to and become part of the membership fees for the years 2002 and 2003. (Business & Professions Code section 6086.10.)

S100875 In re **Khushwant Singh** on Discipline

It is ordered that **Khushwant Singh, State Bar No. 102890**, be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for two months. Respondent is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed August 8, 2001. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and one-fourth of said costs shall be added to and become part of the membership fees for the years 2002, 2003, 2004 and 2005. (Business & Professions Code section 6086.10.)

S100876 In re **Frank M. Jodzio** on Discipline

It is ordered that **Frank M. Jodzio, State Bar No. 48978**, be suspended from the practice of law for 90 days, that execution of suspension be stayed, and that he be placed on probation for one year on condition that he be actually suspended for 30 days. Respondent is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed August 3, 2001. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and one-half of said costs shall be added to and become part of the membership fees for the years 2002 and 2003. (Business & Professions Code section 6086.10.)

S100952 In re **Joel Markus Basta** on Discipline

It is ordered that **Joel Markus Basta, State Bar No. 68148**, be suspended from the practice of law for three years, that execution of the suspension be stayed, and that he be placed on probation for four years on condition that he be actually suspended for two years and until he makes restitution to Barbara Mayberry (or the Client Security Fund, if appropriate) in the amount of \$976.34 plus 10% interest per annum from July 15, 1999, and furnishes satisfactory

proof thereof to the Probation Unit, State Bar Office of the Chief Trial Counsel, and until he has shown proof satisfactory to the State Bar Court of respondent's rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. Respondent is further ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on August 1, 2001. It is also ordered that respondent take and pass the Multistate Professional Responsibility Examination during the period of his actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Respondent is further ordered to comply with rule 955 of the California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

*(See Bus. and Prof. Code, § 6126, subd. (c).)

S100953 In re **Norman Alter Wessel** on Discipline

It is ordered that **Norman Alter Wessel, State Bar No. 88320**, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that he be actually suspended from the practice of law for six months as recommended by the Hearing Department of the State Bar Court in its decision filed on July 16, 2001; and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California, Respondent is also ordered to comply with the conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for terminating his actual suspension. If respondent is actually suspended for two years or more, he shall remain actually suspended until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that respondent take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of his actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976)

15 Cal.3d 878, 891, fn. 8.) It is further ordered that respondent comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

*(See Bus. and Prof. Code, § 6126, subd. (c).)

S100981 In re **Raymond Lee Turchin** on Discipline

It is ordered that **Raymond Lee Turchin, State Bar No. 87528**, be suspended from the practice of law for six months, that execution of the suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on July 19, 2001. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business & Professions Code section 6086.10 and payable in equal installments for membership years 2003, 2004 and 2005.

S101107 In re **Stephen Mark Moskowitz** on Discipline

It is ordered that **Stephen Mark Moskowitz, State Bar No. 120917**, be suspended from the practice of law for six months, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for 30 days. He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed September 19, 2001. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

- S101350 In the Matter of the Resignation of **Suzanne Rosen Singleto**
A Member of the State Bar of California
The voluntary resignation of **Suzanne Rosen Singleton, State Bar No. 164683**, as a member of the State Bar of California is accepted.
- S101362 In the Matter of the Resignation of **Dennis Robert Constant**
A Member of the State Bar of California
The voluntary resignation of **Dennis Robert Constant, State Bar No. 85119**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.
*(See Bus. and Prof. Code, § 6126, subd. (c).)
- S102281 In the Matter of the Resignation of **Karen Ling Aczon**
A Member of the State Bar of California
The voluntary resignation of **Karen Ling Aczon, State Bar No. 99900**, as a member of the State Bar of California is accepted.
- S102445 In the Matter of the Resignation of **Jackson Vincent Lord**
A Member of the State Bar of California
The voluntary resignation of **Jackson Vincent Lord, State Bar No. 92568**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.
*(See Bus. and Prof. Code, § 6126, subd. (c).)

- S102454 In the Matter of the Resignation of **Larry Edward Mock**
A Member of the State Bar of California
The voluntary resignation of **Larry Edward Mock, State Bar No. 176651**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.
*(See Bus. and Prof. Code, § 6126, subd. (c).)
- S102478 In the Matter of the Resignation of **John Joseph Kozlowski**
A Member of the State Bar of California
The voluntary resignation of **John Joseph Kozlowski, State Bar No. 146169**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.
*(See Bus. and Prof. Code, § 6126, subd. (c).)
- S102617 In the Matter of the Resignation of **Steven Howard**
A Member of the State Bar of California
The voluntary resignation of **Steven Howard, State Bar No. 66247**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.
*(See Bus. and Prof. Code, § 6126, subd. (c).)

**SUPREME COURT CALENDAR
SAN FRANCISCO SESSION
JANUARY 7, 2002**

(FIRST AMENDED)

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom 350 McAllister Street, Fourth Floor, San Francisco, California, on January 7, 2002.

MONDAY, JANUARY 7, 2002 – 9:00 A.M.

- S094675 Riverside County v. Superior Court, County of Riverside;
 Madrigal
- S087346 Hamilton v. Maryland Casualty
- S097222 People v. Crossdale
 *(Baxter, J., not participating, McKinster, J., assigned
 Justice Pro Tempore.)*

1:30 P.M.

- S086481 People v. Mancebo
- S097344 Summit Financial Holdings, Ltd. v. Continental Lawyers
 Title Company
- S095660 People v. Valdez

GEORGE
Chief Justice

If exhibits are to be transmitted to this court, counsel must comply with Rule 10(d), California Rules of Court.